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SEP 17 2007

To: USPTO - Examiner Diem T. Tran

From: Kevin Alan Wolff

Fax: 571-273-8300

Pages: 7 (includes cover)

Phone: 571-272-4866

Date: 09/17/07

Re: Notice of Appeal and Petition for Extension of **CC:**

Time concerning Application No. **10/657,189**

☐ Urgent ☒ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

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• **Comments:**

Dear Examiner Tran:

Please find enclosed in this correspondence the Notice of Appeal and Petition for Extension of Time Under 37CFR §1.136 concerning Application No. **10/657,189**:

1. Filing Record
2. Transmittal Form
3. Fee Transmittal Form
4. Credit Card Payment Form – PTO-2038
5. Notice of Appeal
6. Petition for Extension of Time Under 37 CFR §1.136

Thank you for your attention to this matter,

Kevin Alan Wolff

WOLFF LAW OFFICES, PLLC - FILING RECORD

Attorney Docket No.: Legare-PAUS0003

Today's Date: September 17, 2007

Attorney: Kevin A. Wolff

Fee Transmitted Herewith: \$310.00

Serial No.: 10/657,189

Filing Date: September 9, 2003

Title: CONTROL METHODS FOR IMPROVED CATALYTIC
CONVERTER EFFICIENCY AND DIAGNOSIS

Inventors: Joseph E. Legare

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**VIA FACSIMILE
THE TRANSMISSION HEREOF ACKNOWLEDGES RECEIPT OF:**

DOCUMENTS BEING FILED:

- (1) Filing Record
- (2) Transmittal Form
- (3) Fee Transmittal Form
- (4) Credit Card Payment Form PTO-2038
- (5) Notice of Appeal
- (6) Petition for Extension of Time Under 37 CFR §1.136

SEP 17 2007

PTO/38/21 (09-04)

Approved for use through 07/31/2008. OMB 0651-0031
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

7

Application Number

10/657,189

Filing Date

September 9, 2003

First Named Inventor

Joseph E. Legare

Art Unit

3748

Examiner Name

Dien Tran

Attorney Docket Number

Legare-PAUS0003

ENCLOSURES (Check all that apply)

Fee Transmittal Form



Fee Attached



Amendment/Reply



After Final



Affidavits/declaration(s)



Extension of Time Request



Express Abandonment Request



Information Disclosure Statement



Certified Copy of Priority Document(s)

Reply to Missing Parts/
Incomplete ApplicationReply to Missing Parts
under 37 CFR 1.52 or 1.53

Drawing(s)



Licensing-related Papers



Petition

Petition to Convert to a
Provisional Application

Power of Attorney, Revocation



Change of Correspondence Address



Terminal Disclaimer



Request for Refund



CD, Number of CD(s) _____



Landscape Table on CD

Remarks



After Allowance Communication to TC

Appeal Communication to Board
of Appeals and InterferencesAppeal Communication to TC
(Appeal Notice, Brief, Reply Brief)

Proprietary Information



Status Letter

Other Enclosure(s) (please identify
below):

Filing Record

Credit Card Payment Form PTO-2038,

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name

Wolff Law Offices, PLLC

Signature

/Kevin Alan Wolff/ 

Printed name

Kevin Alan Wolff

Date

September 17, 2007

Reg. No.

42,233

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature

/Kevin Alan Wolff/ 

Typed or printed name

Kevin Alan Wolff

Date

September 17, 2007

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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SEP 17 2007

PTO/GB/17 (07-08)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Effective on 12/08/2004.
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4810).**FEE TRANSMITTAL**
For FY 2006☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) \$310.00

Complete if Known

| | |
|----------------------|-------------------|
| Application Number | 10/657,189 |
| Filing Date | September 9, 2003 |
| First Named Inventor | Joseph E. Legare |
| Examiner Name | Diem Tran |
| Art Unit | 3748 |
| Attorney Docket No. | Legare-PAUS0003 |

METHOD OF PAYMENT (check all that apply)

☐ Check ☒ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____

☐ Deposit Account Deposit Account Number: _____ Deposit Account Name: _____

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

| Application Type | FILING FEES | | SEARCH FEES | | EXAMINATION FEES | | Fees Paid (\$) |
|------------------|-------------|-----------------------|-------------|-----------------------|------------------|-----------------------|----------------|
| | Fee (\$) | Small Entity Fee (\$) | Fee (\$) | Small Entity Fee (\$) | Fee (\$) | Small Entity Fee (\$) | |
| Utility | 300 | 150 | 500 | 250 | 200 | 100 | |
| Design | 200 | 100 | 100 | 50 | 130 | 65 | |
| Plant | 200 | 100 | 300 | 150 | 160 | 80 | |
| Reissue | 300 | 150 | 500 | 250 | 600 | 300 | |
| Provisional | 200 | 100 | 0 | 0 | 0 | 0 | |

2. EXCESS CLAIM FEES

| Fee Description | Fee (\$) | Small Entity Fee (\$) |
|--|----------|-----------------------|
| Each claim over 20 (including Reissues) | 50 | 25 |
| Each independent claim over 3 (including Reissues) | 200 | 100 |
| Multiple dependent claims | 360 | 180 |

Total Claims - 20 or HP = _____ x _____ = _____ **Fee Paid (\$)**

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims - 3 or HP = _____ x _____ = _____ **Fee Paid (\$)**

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(c)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

| Total Sheets | Extra Sheets | Number of each additional 50 or fraction thereof | Fee (\$) | Fee Paid (\$) |
|--------------|--------------|--|----------|---------------|
| _____ | _____ | _____ | _____ | _____ |

- 100 = _____ / 50 = _____ (round up to a whole number) x _____ = _____

4. OTHER FEE(S)

| Description | Fees Paid (\$) |
|---|----------------|
| Non-English Specification, \$130 fee (no small entity discount) | |
| Other (e.g., late filing surcharge): Statutory Fees for Notice of Appeal and Petition for Extension of Time | \$310.00 |

SUBMITTED BY

| | | | | | |
|-------------------|---------------------------------------|-----------------------------------|--------------------|-----------|--------------|
| Signature | /Kevin Alan Wolff/ <i>[Signature]</i> | Registration No. (Attorney/Agent) | 42,233 | Telephone | 919-933-9684 |
| Name (Print/Type) | Kevin Alan Wolff | Date | September 17, 2007 | | |

This collection of information is required by 37 CFR 1.138. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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